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JAN 30 2014

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

79156

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for an entire water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right or to report an ownership change for a portion of a water right. See the Application for Transfer Instructions for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change

1. APPLICANT(S) Shelley and Michael Vaughan Phone 390-38322. MAILING ADDRESS PO Box 266 City DowneyState ID Zip 83234 Email _____

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 29-2366, 29-10077, 29-13812

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, Water Right Transfers, Step 1, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 2.90 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, Water Right Transfers, Online Resources.

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
11S	37E	7			SE	NW	Bannock	Ground Water	existing well
					SE	SW	Bannock	Ground Water	existing well
				SE	SE	SW	Bannock	Ground Water	new well

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6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Two existing wells and the proposed well will divert water into a common mainline for irrigation of the listed acres.

- b. Who owns the property at the point(s) of diversion? Applicants

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe _____

7. **MAP** - ☒ Attach a map of the diversion, measurement, control and distribution system. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. The *Map Tool*, available at <http://maps.idwr.idaho.gov/TransferApplicationLayouts> provides a satisfactory template for creating the required map.

8. **SIGNATURE** - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Mike Vaughan
Signature of applicant or authorized agent

Mike Vaughan
Print name and title if applicable

1-30-2014
Date

Shelley Vaughan
Signature of applicant or authorized agent

Shelley Vaughan
Print name and title if applicable

1-30-2014
Date

9. **FEE** - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid 660.00 Date 1/31/13 Received by SB Receipt # 6039489

Preliminary review completed by _____ Date _____

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

1/30/2014

Water Right 29-2366

Owner Type **Name and Address**
Current Owner MICHAEL W VAUGHAN
 PO BOX 266
 DOWNEY, ID 83234
 (208) 390-3832

Current Owner SHELLEY VAUGHAN
 PO BOX 266
 DOWNEY, ID 83234
 (208) 390-3832

Priority Date: 5/26/1955

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	2.400 CFS	420.0 AF
	<u>Total Diversion</u>		2.400 CFS	420.0 AF

Source and Point(s) of Diversion

GROUND WATER	SENW	Sec. 7, Twp 11S, Rge 37E, BANNOCK County
GROUND WATER	SESW	Sec. 7, Twp 11S, Rge 37E, BANNOCK County

Place Of Use

IRRIGATION within BANNOCK County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	37E	7					39.0			39.0	39.0			39.0					156.0
11S	37E	18		10.0			39.0			40.0	38.0			38.3					165.3

Right Acre Limit: 120.0

POU Total Acres: 321.3

Conditions of Approval:

1. X27 This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
2. K01 Right No. 29-10077 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
3. X35 Rights 29-2366, 29-13812 and 29-10077 when combined shall not exceed a total diversion rate of 5.16 cfs, a total annual maximum diversion volume of 1124.6 af at the field headgate, and the irrigation of 321.3 acres.
4. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the

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- information to the Department.
5. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
 6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
 7. F06 The following rights are diverted through point(s) of diversion described above:
29-2366, 29-13812, 29-10077
 8. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
 9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 10. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHELLEY VAUGHAN PO BOX 266 DOWNEY, ID 83234 (208) 390-3832

Current Owner MICHAEL W VAUGHAN
PO BOX 266
DOWNEY, ID 83234
(208) 390-3832

Status: Active

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.110 CFS	24.5 AF
	Total Diversion		0.110 CFS	24.5 AF

GROUND WATER	SENW	Sec. 7, Twp 11S, Rge 37E,	BANNOCK County
GROUND WATER	SESW	Sec. 7, Twp 11S, Rge 37E,	BANNOCK County

IRRIGATION within BANNOCK County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	37E	7					39.0			39.0	39.0			39.0					156.0
11S	37E	18		10.0			39.0			40.0	38.0			38.3					165.3

POU Total Acres: 321.3

1.	K09	This right is for an enlargement of 7 acres within the place of use described for this right.
2.	C11	This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
3.	K02	This right is based upon an enlargement of Right No. 29-2366, 29-13812 pursuant to Section 42-1426, Idaho Code.
4.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of

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- water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
 6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 7. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
 8. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
 9. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
 10. X35 Rights 29-2366, 29-13812 and 29-10077 when combined shall not exceed a total diversion rate of 5.16 cfs, a total annual maximum diversion volume of 1124.6 af at the field headgate, and the irrigation of 321.3 acres.
 11. F06 The following rights are diverted through point(s) of diversion described above:
29-2366, 29-13812, 29-10077

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1/30/2014

Water Right 29-13812

Owner Type **Name and Address**
Current Owner SHELLEY VAUGHAN
 PO BOX 266
 DOWNEY, ID 83234
 (208) 390-3832

Current Owner MICHAEL W VAUGHAN
 PO BOX 266
 DOWNEY, ID 83234
 (208) 390-3832

Priority Date: 9/14/1962

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	2.760 CFS	680.1 AF
	<u>Total Diversion</u>		2.760 CFS	680.1 AF

Source and Point(s) of Diversion

GROUND WATER	SENW	Sec. 7, Twp 11S, Rge 37E, BANNOCK County
GROUND WATER	SESW	Sec. 7, Twp 11S, Rge 37E, BANNOCK County

Place Of Use

IRRIGATION within BANNOCK County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	37E	7					39.0			39.0	39.0			39.0					156.0
11S	37E	18		10.0			39.0			40.0	38.0			38.3					165.3

Right Acre Limit: 194.3

POU Total Acres: 321.3

Conditions of Approval:

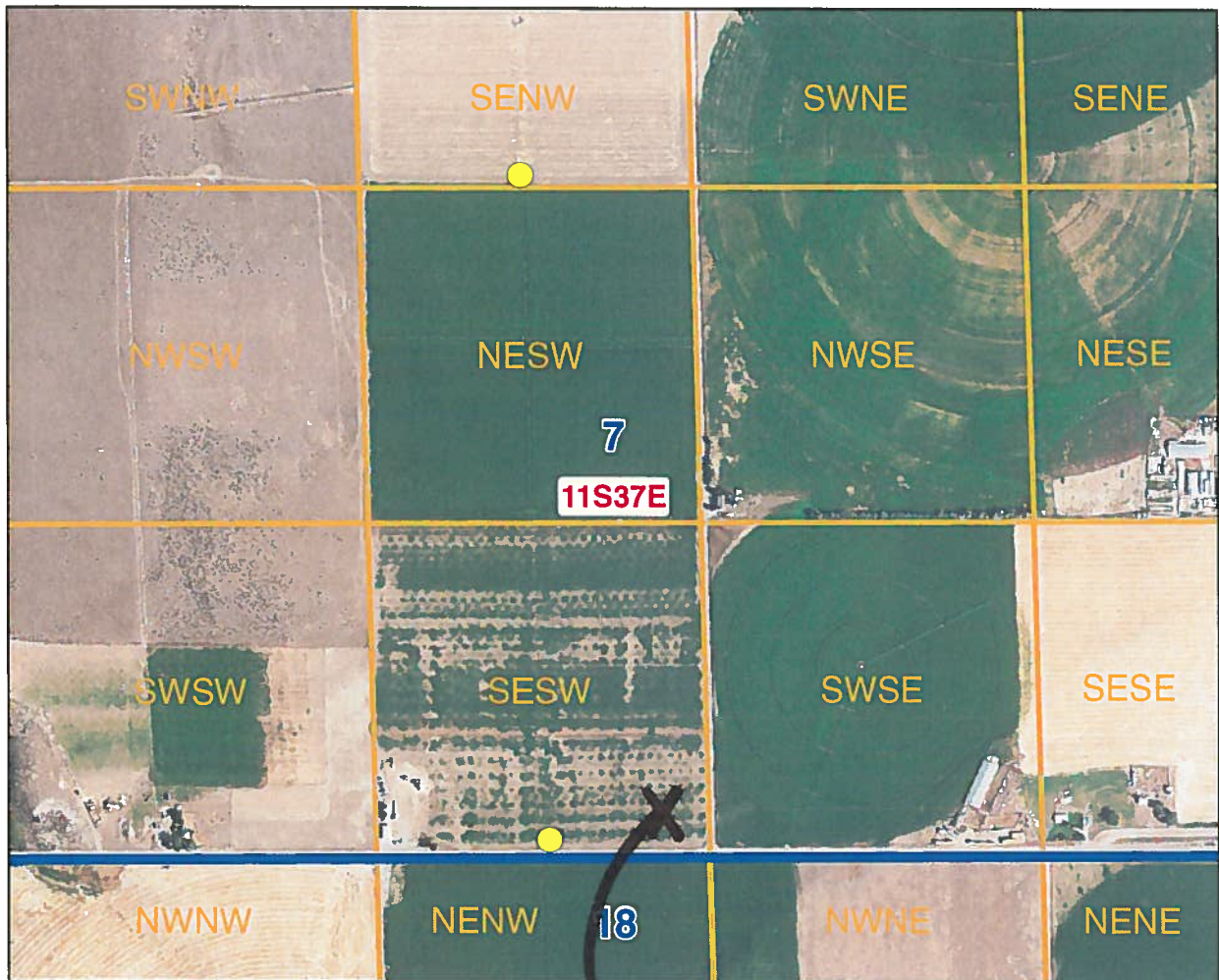
1. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
2. K01 Right No. 29-10077 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
4. X27 This right is limited to the irrigation of 194.3 acres within the place of use described above in a single irrigation season.

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5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. X35 Rights 29-2366, 29-13812 and 29-10077 when combined shall not exceed a total diversion rate of 5.16 cfs, a total annual maximum diversion volume of 1124.6 af at the field headgate, and the irrigation of 321.3 acres.
10. F06 The following rights are diverted through point(s) of diversion described above:
29-2366, 29-13812, 29-10077

Vaughan POD Transfer



Proposed
POD

2013 Aerial Photography

750 1,500

Feet

